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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 09-00560 PVT
)	
Plaintiff,)	STIPULATION AND XXXXXXXXXXXXXXXX
)	ORDER EXCLUDING TIME FROM JULY
v.)	27, 2009 TO AUGUST 17, 2009 FROM
)	THE SPEEDY TRIAL ACT
JOSE LUIS CAMARENA-RODRIGUEZ,)	CALCULATION (18 U.S.C. §
)	3161(h)(8)(A))
Defendant.)	
)	

On July 27, 2009, the parties appeared for a hearing before this Court. At that hearing, the government and defense requested an exclusion of time under the Speedy Trial Act based upon the defense counsel's need to effectively prepare by reviewing discovery materials submitted by the government and the need to jointly negotiate a resolution in this matter. At that time, the Court set the matter for a hearing on August 17, 2009.

The parties stipulate that the time between July 27, 2009 and August 17, 2009 is excluded under the Speedy Trial Act, 18 U.S.C. §3161, and agree that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. Finally, the parties agree that the

ends of justice served by granting the requested continuance outweigh the best interest of the public, and the defendant in a speedy trial and in the prompt disposition of criminal cases. 18 U.S.C. §3161(h)(8)(A).

DATED: July 27, 2009

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
STEVEN E. SEITZ
Special Assistant United States Attorney

/s/
MICHELLE SPENCER
Attorney for Defendant

ORDER

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the time between July 27, 2009, and August 17, 2009 is excluded under the Speedy Trial Act, 18 U.S.C. §3161. The court finds that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. Furthermore, the Court finds that the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. The court therefore concludes that this exclusion of time should be made under 18 U.S.C. §3161(h)(8)(A).

IT IS SO ORDERED.

DATED: October 15, 2009



PATRICIA V. TRUMBULL
UNITED STATES MAGISTRATE JUDGE